Stainbrook v. Lions Gate Entertainment et al Doc. 15

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DISTRICT
TOLEDO

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

Jon Stainbrook	Case No.3:06CV2898
Plaintiff	
v.	Judge: David A. Katz
Lions Gate Entertainment, et al.,	**PLAINTIFF'S MANDATORY DISCLOSURES PURSUANT TO CIVIL RULE 26(A)**
Defendants	

Pursuant to Fed. R. Civ. P. Rule 26(a) Plaintiff hereby discloses the following to the best of his knowledge and information at this time, to each of the applicable disclosure requirements as follows:

1. Plaintiff reserves the right to supplement and revise this response as further information is learned through discovery.
2. Plaintiff does not waive and expressly reserves his right to object to the production of documents or other information identified in the disclosures to the extent permitted by law.

DISCLOSURES

1. The name and, if known, address and phone number of each person likely to have discoverable information relevant to disputed facts alleged with particularity in the pleadings:
   The following individuals may have discoverable information pertaining to Defendants' unlawful use of Plaintiff's copyrighted song "Flashing Reds" in their film *Stoked*.

Dockets.Justia.com

Jon Stainbrook, Plaintiff
1758 Meadowlark Ave.
Toledo, Ohio 43614
419-514-1509

Helen Stickler (unknown)

Michelle Bayer (unknown)

David Reid (unknown)

Doug Moody, Mystic Records (unknown)

Gary Langenheim (unknown)

Kelly Bensman
1777 Fullington Rd.
Toledo, Ohio 43614

Mark Mikel (unknown)

Steve Everhardt (unknown)

Anthony J. DeGidio Esq.
Fraser, Clemens, Martin & Miller LLC
28366 Kensington Lane
Perrysburg, OH 43551
419-874-1100

2. A copy or description by category and location of all documents, data, compilations, and tangible things in possession custody or control of Plaintiff, relevant to disputed facts alleged with particularity in the pleadings.

Plaintiff is in the possession of various documents and media relating to his ownership and prior use of "Flashing Reds". Plaintiff is also in the possession of a DVD copy of *Stoked*, in which Plaintiff's copyrighted material was unlawfully used by Defendants in the main body of the film. Plaintiff is also in possession of various documents relating to his attempts to resolve this matter with Defendants prior to bringing this matter to court.

3. Computation of any category of claimed damages including materials bearing on natures and extent of injuries

These materials are in the possession of Defendants and consist of their total sales since the unlawful use of Plaintiff's copyrighted material.

4. Any insurance agreement which may be liable to satisy part or all of a judgment: N/A

Dated February 28, 2007

Respectfully Submitted,

Jon Stainbrook, *pro se*
1758 Meadowlark Ave.
Toledo, Ohio 43614
Tel: (419) 514-1509
Email: jcstain@aol.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Plaintiff's Mandatory Disclosures were sent via US mail on this day, February 28, 2007 to Defendants' counsel Nathan A. Hall, c/o Shumaker Loop & Kendrick, 1000 Jackson St., Toledo, Ohio 43604-5573.

Jon Stainbrook, *pro se*
1758 Meadowlark Ave.
Toledo, Ohio 43614
Tel: (419) 514-1509
Email: jcstain@aol.com